



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 05222.00145)

#3

In the Application of:

Hubbell, et al.

Serial No.: 09/887,824

Filed: June 22, 2001

For: A System, Method and Article of Manufacture for  
a Simulation Enabled Focused Feedback Tutorial System

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)  
) Group Art Unit:  
) 3713  
)  
)  
)  
)  
)

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NON-PROVISIONAL APPLICATION

Customer Service Center  
Initial Patent Examination Division  
Assistant Commissioner For Patents  
Washington, D.C. 20231

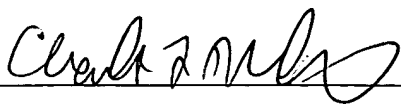
Sir:

This is in response to the Notice to File Missing Parts of Non-provisional Application mailed on August 17, 2001 (copy attached). Applicants enclose herewith a Joint Declaration duly executed on November 19, 20, 24, 29, December 20, 2001, and January 17, 2002.

The Commissioner is authorized to charge the required fees of \$130.00 for late filing fee, and \$1,440.00 for a four-month extension fee to Deposit Account No. 01-0850. The Commissioner is also authorized to charge any additional fees required under 37 CFR 1.16 and 1.17.

Respectfully submitted,  
BANNER & WITCOFF, LTD

Date: January 28, 2002

By:   
Charles L. Miller, Reg. No. 43,805  
Ten South Wacker Drive  
Chicago, Illinois 60606-7407  
(312) 715 1000  
Attorney for Applicant

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

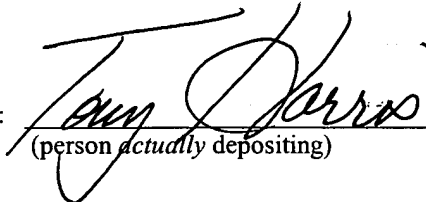


Express Mail No. EV028367280US

Deposited January 28, 2002

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated above and is addressed to the Customer Service Center, Initial Patent Examination Division, Assistant Commissioner for Patents, Washington, DC 20231.

By:

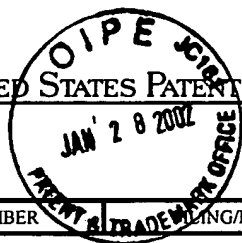
  
(person actually depositing)

Patent Application of:	Hubbell, et al.
Serial No.	09/887,824
Attorney Docket No.	05222.00145
Title:	A System, Method and Article of Manufacture for a Simulation Enabled Focused Feedback Tutorial System

<input checked="" type="checkbox"/>	Response to Notice of Missing Parts (1 sheet)
<input checked="" type="checkbox"/>	Joint Declaration executed on November 19, 20, 24, 29, December 20, 2001, and January 17, 2002 (2 sheets)
<input checked="" type="checkbox"/>	Copy of Notice of Missing Parts dated August 17, 2001 (1 sheet)
<input checked="" type="checkbox"/>	Transmittal Form
<input checked="" type="checkbox"/>	Fee Transmittal (in duplicate)
<input checked="" type="checkbox"/>	Petition for Extension of Time under 37 CFR 1.136(a)
<input checked="" type="checkbox"/>	Certificate of Express Mailing
<input checked="" type="checkbox"/>	Return Postcard



## UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/887,824	06/22/2001	Zorba	05222.00145

CONFIRMATION NO. 7884

## FORMALITIES LETTER



\*OC000000006438443\*

Timothy C. Meece  
BANNER & WITCOFF, LTD.  
Suite 3000  
Ten South Wacker Drive  
Chicago, IL 60606-7407

Date Mailed: 08/17/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

09/887,824 010050 09887824

Please type a plus sign (+) inside this box → ☐

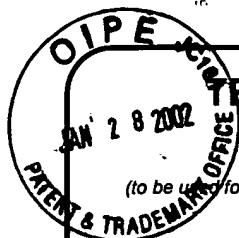
01-30-02

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

15

Application Number

09/887,824

Filing Date

22 June 2001

First Named Inventor

Hubbell, et al.

Group Art Unit

3713

Examiner Name

Attorney Docket Number

05222.00145

## ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☒ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☒ Response to Missing Parts/ Incomplete Application

☒ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

Copy of Response to Notice of Missing Parts  
Executed Joint Declaration (8 sheets)

Remarks

The Commissioner is authorized to charge all fees required to Deposit Account No. 01-0850.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Charles L. Miller (Reg. No. 43,805)  
Banner & Witcoff, Ltd.

Signature

*Charles L. Miller*

Date

January 28, 2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, via Express Mail, in an envelope addressed to: - Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

\_\_\_\_\_

Typed or printed name

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#13



# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1,570

## Complete if Known

Application Number 09/887,824  
 Filing Date 22 June 2001  
 First Named Inventor Hubbell  
 Examiner Name  
 Group / Art Unit 3713  
 Attorney Docket No. 05222.00145

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number

01-0850

Deposit Account Name

Banner &amp; Witcoff

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$) 0

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20 **	0	0	0
Independent Claims	3 **	0	0
Multiple Dependent		0	0

Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)

(\$) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	1,440
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17 (q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 1,570

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	CHARLES L. MILLER	Registration No. Attorney/Agent)	43,805	Telephone	312-715-1000
Signature				Date	January 28, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.